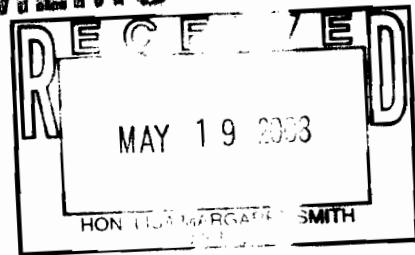


MEMO ENDORSED



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P.O. Box 51
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May 13, 2008

Hon. Lisa M. Smith, Magistrate Judge
United States District Court,
Southern District of New York
300 Cesar Chavez Street
White Plains, New York 10601
Attn.: Clerk of the Court

Dear Hon. Madam;

Re: Smith v. Acosta, et al. C.A. No. 07-CV-09261 (LMS) (LMS)

where petitioner has been granted an extension to file a reply to respondents' opposition, and he has completed said reply, petitioner now asks this Court to grant him permission to file said reply in more than ten (10) pages but less than twenty (20). Where the Court's previous date of reply to petitioner's correspondence was a total of eight (8) Days, such additional extensions are necessary unless petitioner receives the Courts answer - for permission after May 30, 2008.

Per the Hon. Stephen C. Robinson's 'Individual Practices', at p. 2, 'Memoranda of Law', at section C. stated, reply memoranda are limited to ten (10) pages unless permission is granted otherwise. Upon drafting and completing his reply, petitioner should anticipate being at fifteen pages, thereby requiring permission to file his reply in more than ten (10) pages.

Thank you for your Honor's time and consideration.

Respectfully,
Janet D. Flory, Esq.
Westchester County District Attorney

5/13/08